



City of Marietta

205 Lawrence Street
Post Office Box 609
Marietta, Georgia 30061

Meeting Minutes CITY COUNCIL AGENDA WORK SESSION

Steve Tumlin, Mayor
Stuart Fleming, Ward 1
Grif Chalfant, Ward 2
Johnny Walker, Ward 3
G. A. (Andy) Morris, Ward 4
Rev. Anthony Coleman, Ward 5
Michelle Cooper Kelly, Ward 6
Philip M. Goldstein, Ward 7

Monday, November 10, 2014

5:15 PM

Council Chamber

Presiding: R. Steve Tumlin, Mayor

Present: Stuart Fleming, Grif Chalfant, Johnny Walker, G. A. (Andy) Morris, Anthony Coleman, Michelle Cooper Kelly and Philip M. Goldstein

Also Present:

William F. Bruton, Jr. City Manager

Douglas R. Haynie, City Attorney

Stephanie Guy, City Clerk

CALL TO ORDER:

Mayor Pro-tem Johnny Walker called the meeting to order at 5:16 p.m.

MINUTES:

20141201 Regular Meeting - October 6, 2014

Review and approval of the October 6, 2014 regular meeting minutes.

A motion was made by Council member Morris, seconded by Council member Kelly, that this matter be Approved. The motion carried by the following vote:

Vote: 6 – 0 – 0

Approved

Absent for the vote: Grif Chalfant

BUSINESS:

20141197 BLW Report

Council Member G.A. (Andy) Morris gives the Board of Lights and Water (BLW) report for the meeting held on Monday, November 10, 2014.

Council member Morris reported on the actions of the Board of Lights and Water at their November 10, 2014 regular meeting. Finance Director Sam Lady reported on the BLW finance statements. (See the November 10, 2014 regular Board of Lights and Water meeting minutes for details.)

Reported

20141151 Marietta Museum of History Appointments

Approval of a recommendation by the Museum of History Board to appoint Mark Morgan, Denise Flynn, Michelle Rogers and Dan Harliss to the Board of Directors for a term of 3-years expiring October 31, 2017.

A motion was made by Council member Goldstein, seconded by Council member Chalfant, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval – Consent Agenda

20141163 Refunding of 2009D General Obligation Bonds

Discussion and direction regarding the possible refunding of the 2009D General Obligation Parks Bonds to save money because of lower interest rates.

This item was moved forward to the consent agenda with an amendment to paragraph 5 related to out of pocket expenses.

A motion was made by Council member Goldstein, seconded by Council member Morris, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval – Consent Agenda

20141133 Manning Road

Approval of plan regarding Traffic Calming on Manning Road.

Motion authorizing installation of traffic calming measures along Manning Road.

The motion was made by Council member Chalfant, seconded by Council member Morris, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 6 – 0 – 0

Recommended for Approval – Consent Agenda

Absent for the vote: Stuart Fleming

Mayor Tumlin arrives and presides over the remainder of the meeting.

20141042

Revised Detailed Plan for Wynhaven - 560 Powder Springs Street

Motion to approve the revised detailed plan, including architectural elevations and letter of stipulations dated _____ and signed by the owner's representative, for the proposed development that will include single family homes and townhouses, as shown on the attached Detailed Plan for Wynhaven, signed by the owner and dated November 12, 2014, in accordance with Section 708.20(J.4) of the Marietta City Code.

The purpose of this revision is to approve the revised detailed plan, including architectural elevations, for single family homes and townhouses as shown on the attached plans - but to specifically exclude the area identified for a condominium building. Said plans are to be developed by Black Orchid Equity, in partnership with their builder, Kerley Family Homes. Architectural elevations are also included with this revised plan.

This approval shall include the following variances:

1. Variance to allow driveways to be 18' deep from back of sidewalk. However, driveways with no sidewalk will be at least 20' from back of curb.
2. Variance to eliminate the required 30' buffer against the adjacent R-2 properties
3. Variance to reduce the required width of an access/utility easement for private streets from 50' to 40.'
4. Variance to reduce the centerline radius from 100' to 50.'
5. Variance to allow an alley serve as primary access for townhome units 50-77.
6. Variance to allow single trunk Crape Myrtles and Little Gem Magnolias as street trees along Powder Springs Street.

Discussion was held regarding the revised Detailed Plan for Wynhaven. There was general agreement that this matter be tabled.

A motion was made by Council member Goldstein, seconded by Council member Chalfant, that this matter be Tabled. The motion carried by the following vote:

Vote: 7 – 0 – 0

Tabled

20141199

Executive Session

Executive Session to discuss legal, personnel, and/or real estate matters.

A motion was made in open session by Council member Walker, seconded by Council member Coleman, to enter an Executive Session to discuss legal and real estate matters. The motion carried by the following vote:

Vote: 6 – 0 – 0

Approved

Absent for the vote: Philip M. Goldstein

The Executive Session was held.

A motion was made in open session by Council member Walker, seconded by Council member Fleming, to exit the Executive Session. The motion carried by the following vote:

Vote: 6 – 0 – 0 **Approved**
Absent for the vote: Grif Chalfant

20141035 Mill Street, North Park Square and Cherokee Street Improvements

Consideration of concepts for improvements at Mill Street, North Park Square and Cherokee Street.

Council member Goldstein disclosed that he owns property, manages property and/or have interest in entities that own property, and/or have relatives that own property along Mill Street, North Park Square, Church Street and Cherokee Street. It appears that all improvements proposed are to the public right-of-way.

Motion authorizing improvements along Mill Street and Cherokee Street as presented with work commencing in January 2015.

The motion was made by Council member Kelly, seconded by Council member Chalfant, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 5 – 0 – 1 **Recommended for Approval – Consent Agenda**
Abstaining: Anthony Coleman
Absent for the vote: Philip M. Goldstein

There was also a second item added to the Council agenda, as follows:

Motion to move forward with the design of improvements to North Park Square that includes the widening of the sidewalk to about 7.5 ft. in addition to the current width of about 14 ft. (See agenda item 20141238)

20141134 Frasier Street Speed Limit

Request by Councilperson Fleming to reduce the Frasier Street Speed Limit to 25 mph East of Fairground Street.

A motion was made by Council member Morris, seconded by Council member Fleming, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 **Recommended for Approval – Consent Agenda**

20141170 Crosswalks and Stop Sign Request

Consideration of a request to add crosswalks at the intersection of Winn, Maple, Camp and Holland. Also the possibility of stop signs at this location. This item is requested by Councilmen Walker and Morris.

Motion authorizing a 5 way stop at the intersection of Maple Avenue, Winn Street, Camp Street and Holland Street.

The motion was made by Council member Walker, seconded by Council member Coleman, that this matter be Recommended for Approval as Amended – Consent Agenda. The motion carried by the following vote:

Vote: 6 – 1 – 0 Recommended for Approval - Consent Agenda
Voting Against: Philip M. Goldstein

20141171 Crosswalk Request

Consideration of a request for a crosswalk at the area Of Polk and Debonaire or nearby area. This item is requested by Council Member Walker.

No Action Held

20141172 Sign and Striping Request

Consideration of a request by Council Member Chalfant for a “Dead End” sign and striping on Walnut Drive.

A motion was made by Council member Chalfant, seconded by Council member Walker, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0 Recommended for Approval – Consent Agenda

20141231 Renaming of Franklin Road

To acknowledge the community’s revitalization of Franklin Road, a Motion to begin the process to change the name of Franklin Road to Gateway Boulevard on or before July 1, 2015. This includes the entire length of Franklin Road from the intersection of Banberry Road/Franklin Road to Cobb Parkway/Franklin Road. The process will include advice and counsel from Gateway CID area community and stakeholders.

Further to designate Gateway Boulevard commencing at the 120 South Marietta Parkway and terminating at Delk Road as the JW Franklin and Sons Pottery Commemorative Highway. This item was requested by Mayor Tumlin.

A motion was made by Council member Morris, seconded by Council member Walker, that this matter be Recommended for Approval – Consent Agenda. The motion carried by the following vote:

Vote: 7 – 0 – 0

Recommended for Approval – Consent Agenda

The following items from executive session were added to the Council consent agenda:

Motion to authorize the acquisition of property located at 773 Wylie Road / 720 Franklin Road owned by The Gallery Apartments, LLC by means of eminent domain. (See agenda item 20141243)

Motion to authorize the acquisition of property located at 1211 Powder Springs Street owned by William E. Lisenby, William H. Shaw, Jr. and Larry J. Baugh by means of eminent domain. (See agenda item 20141242)

Motion to authorize the acquisition of property located at 739 Franklin Road owned by 739 Franklin Properties, LLC by means of eminent domain. (See agenda item 20141240)

Motion to authorize the acquisition of property located at 111 N Fairground Street owned by Richard Roberts by means of eminent domain. (See agenda item 20141241)

Motion to authorize the acquisition of property located at 640 Franklin Road owned by Quiktrip Corporation by means of eminent domain. (See agenda item 20141244)

20141198

Draft City Council Agenda

Review and approval of the November 12, 2014, DRAFT City Council Agenda.

A presentation was added to the agenda related to the Marietta Museum of History.

Agenda items 20141195 and 20141196, Motions to rescind agenda items 20140960 and 20141196, were added to the consent agenda.

-under Minutes: Agenda item 20141223, October 8, 2014 meeting minutes, was added to the consent agenda.

-under Judicial/Legislative: Agenda item 20141158, Windy Hill Road Annexation, was added to the consent agenda and amended to only annex the exterior parcels.

-under Public Works: Agenda item 20141226, Grant Budget Appropriation, was added to the consent agenda.

-under Public Works: Agenda item 20141124, Comcast Overhead Utilities, was amended to read, "This motion does not grant a perpetual variance. Comcast must relocate underground at their expense if other utilities at the location are moved underground."

-under Other Business: Agenda item 20141224, BLW Actions of the November 10, 2014, was added to the consent agenda.

-under Other Business: Agenda item 20140968, V2014 46 Racetrac Petroleum, was added to the consent agenda with an additional stipulation related to the sign.

-under Other Business: Agenda item 20140950, V2014 40 CBS Outdoor, LLC 1200 Gresham Road, was added to the consent agenda as a "Motion to Table this matter until the January Council meeting."

-under Other Business: Agenda items 20140805 and 20140953, V2014 31 Clear Channel Outdoor, Inc. 1200 Roswell Road and V2014 43 Clear Channel Outdoor, Inc. 611 Webb Industrial Drive, were added to the consent agenda as a "Motion to Table this matter until the December Council meeting."

Discussed

ADJOURNMENT:

The meeting was adjourned at 9:08 p.m.

Respectfully submitted,

Stephanie Guy, City Clerk

Approved: _____